Case Closed

Griesa, S. ECF

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE ELEVATOR AND ESCALATOR ANTITRUST LITIGATION : ~~04~~ MDL NO. 1644 (TPG)

MULBERRY COURT ASSOCIATES, On Behalf of Itself and All Others Similarly Situated

Plaintiff,

vs.

UNITED TECHNOLOGIES CORPORATION; OTIS ELEVATOR CO.; KONE CORPORATION; MONTGOMERY KONE INC.; SCHINDLER HOLDING LTD.; SCHINDLER ELEVATOR CORPORATION; THYSSENKRUPP AG; And THYSSEN ELEVATOR GROUP

Defendants.

CLASS ACTION COMPLAINT

C.A. NO. 04-~~4048~~ 4757

USDC SDNY
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DATE FILED: 2/23/05

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff, Mulberry Court Associates, voluntarily dismisses the above captioned action without prejudice.

Dated: January 26, 2005

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SO ORDERED:

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U.S.D.J.

2/23/05

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BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

In re ELEVATOR AND ESCALATOR ANTITRUST LITIGATION	)))	MDL DOCKET No. 1644

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Notice of Voluntary Dismissal* has been served to the attorneys listed below, this 26th day of January 2004 via U.S. First Class Mail, postage prepaid.

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